

28N/1616

TRANSMITTAL LETTER (General - Patent Pending)	Docket No. 01640310AA
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In Re Application of **Dorn et al.**

Application No. 10/509,874	Filing Date 09/28/2005	Examiner Not Assigned	Customer No. 30743	Group Art Unit 1616	Confirmation No. 4963
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Title: **ENDOHEDRAL METALLOFULLERENE CONTRAST AGENTS**

COMMISSIONER FOR PATENTS:

Transmitted herewith is:

- Request for Corrected Filing Receipt**
- Copy of Filing Receipt**
- Copy of Declaration and Power of Attorney**
- Postcard**

in the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of _____ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **50-2041** as described below.
 - ☐ Charge the amount of _____
 - ☒ Credit any overpayment.
 - ☒ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Signature

Dated: **February 14, 2006**

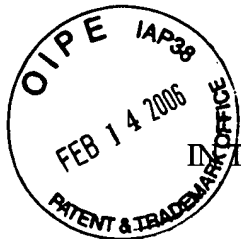
Michael E. Whitham
Reg. No. 32,635

Whitham, Curtis, Christofferson & Cook, P.C.
11491 Sunset Hills Road, Suite 340
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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____
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CC:

01640310AA



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Dorn et al.

Serial No.: 10/509,874

Group Art Unit: 1616

Filed: September 28, 2005

Examiner: Not Assigned

For: ENDOHEDRAL METALLOFULLERENE CONTRAST AGENTS

Commissioner for Patents

P.O.Box 1450

Alexandria, VA 22313-1450

REQUEST FOR CORRECTED FILING RECEIPT

Sirs:

The undersigned respectfully requests a corrected filing receipt for the above-identified patent application. In particular, it is requested that the third inventor, **James B. Duchamp, Emory, VA** be added to the listed applicants, as shown on the highlighted on the attached copy of the filing receipt. The attached copy of the Declaration and Power of Attorney, which was filed on September 28, 2005 with the Submission of Missing Requirements, was executed by Mr. Duchamp on page 4.

Since this error was due to a Patent and Trademark Office error, no fee is submitted herewith.

Respectfully submitted,

Michael E. Whitham

Reg. No. 32,635

Whitham, Curtis, Christofferson & Cook, P.C.

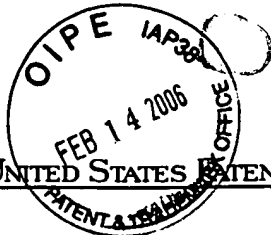
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Customer No. 30743



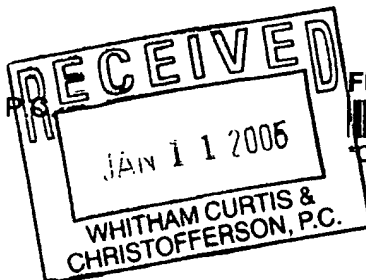
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/509,874	09/28/2005	1616	612	07590009US		32	4

30743

WHITHAM, CURTIS & CHRISTOFFERSON, P.C.
11491 SUNSET HILLS ROAD
SUITE 340
RESTON, VA 20190



CONFIRMATION NO. 4963

FILING RECEIPT



OC000000017770292

Date Mailed: 01/10/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Harry C Dorn, Blacksburg, VA;
Erick B Iezzi, Jeannette, PA;
James C Duchamp, Emory, VA

Power of Attorney: The patent practitioners associated with Customer Number 30743.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/US03/10137 04/02/2003
which claims benefit of 60/368,960 04/02/2002

Foreign Applications

Projected Publication Date: 04/13/2006

Non-Publication Request: No

Early Publication Request: No

**** SMALL ENTITY ****

Title

Endohedral metallofullerene contrast agents

Preliminary Class

424

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

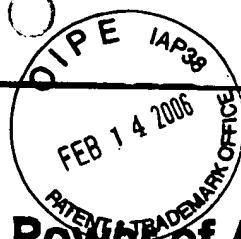
The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

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Express Mail Label No.

Page 1 of

Docket No.
01640310AA

Declaration and Power of Attorney For Patent Application

English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

ENDOHEDRAL METALLOFULLERENE CONTRAST AGENTS

the specification of which

(check one)

☐ is attached hereto.

☒ was filed on October 1, 2004 as United States Application No. or PCT International Application Number 10/509,874 and was amended on _____

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, or plant breeder's rights certificate(s), or 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Claimed

(Number) _____	(Country) _____	(Day/Month/Year Filed) _____	<input checked="" type="checkbox"/>
(Number) _____	(Country) _____	(Day/Month/Year Filed) _____	<input checked="" type="checkbox"/>
(Number) _____	(Country) _____	(Day/Month/Year Filed) _____	<input checked="" type="checkbox"/>

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

<u>60/368,960</u>	<u>02 April 2002</u>
(Application Serial No.)	(Filing Date)
 <u> </u>	 <u> </u>
(Application Serial No.)	(Filing Date)
 <u> </u>	 <u> </u>
(Application Serial No.)	(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

<u>PCT/US03/10137</u>	<u>02 APRIL 2003</u>	<u>PENDING</u>
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
 <u> </u>	 <u> </u>	 <u> </u>
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
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(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
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(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
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(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
 <u> </u>	 <u> </u>	 <u> </u>
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

Michael E. Whitham, Reg. No. 32,635

Marshall M. Curtis, Reg. No. 33,138

Clyde R Christofferson, Reg. No. 34,138

C. Lamont Whitham, Reg. No. 22,424

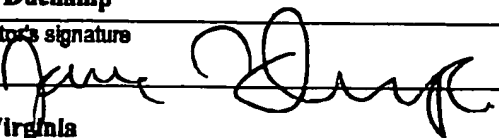
Send Correspondence to: ADDRESS ASSOCIATE WITH CUSTOMER NUMBER 30743

Direct Telephone Calls to: (name and telephone number)

Michael E. Whitham 703-787-9400

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Second inventor's signature <i>Erick B. Iezzi</i>
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Full name of third inventor, if any	James C. Duchamp	
Third inventor's signature		Date 8/24/05
Residence	Emory, Virginia	
Citizenship	United States	
Post Office Address	PO Box 78, Emory, Virginia 24327	

Full name of fourth inventor, if any		
Fourth inventor's signature		Date
Residence		
Citizenship		
Post Office Address		

Full name of fifth inventor, if any		
Fifth inventor's signature		Date
Residence		
Citizenship		
Post Office Address		

Full name of sixth inventor, if any		
Sixth inventor's signature		Date
Residence		
Citizenship		
Post Office Address		